

(b) (4) ECF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Application of:
David G. Foster, et al

SLIPPING LAYER CONTAINING A
BRANCHED OLEFIN FOR A DYE-
DONOR ELEMENT USED IN
THERMAL DYE TRANSFER

Serial No. 10/614,600

Filed 07 July 2003

Group Art Unit: 1774

Examiner: Bruce H. Hess

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Carol A. Kukurudza
Carol A. Kukurudza
May 2, 2005
Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Transmitted herewith is an amendment in the above-identified application:

No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		*	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	ADDITIONAL FEE
TOTAL		MINUS	20	0	X 50	\$0
INDEP		MINUS	3	0	X 200	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				+ 360		\$0
				TOTAL		\$0

* The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

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The Commissioner is hereby authorized to charge payment of
the following fees associated with this communication or credit any overpayment to Eastman Kodak
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Any additional filing fees required under 37 CFR 1.16.

Any patent application processing fees under 37 CFR 1.17.

(For Extensions of Time and other Petitions to the Assistant Commissioner)

Kathleen Neuner Manne/cak
Telephone: 585-722-9225
Facsimile: 585-477-1148

Kathleen Neuner Manne
Attorney for Applicants
Registration No. 40,101

If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.



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ELEMENT USED IN THERMAL DYE
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Sir:

REQUEST FOR RECONSIDERATION

In response to the Office Action dated 05 April 2005, review and reconsideration of the application in view of Applicants' remarks are respectfully requested.

The sole rejection over claims 1-20 is a rejection over Claims 1, 13-25, and 30 of copending U.S. Application No. 10/614,379 under the judicially-created doctrine of obviousness-type double patenting. The corresponding application having not yet been allowed or granted, and no further grounds for rejection being present, reconsideration and withdrawal of this rejection are in order.

For at least the reasons set forth above, Applicants submit all of Claims 1-20 are in condition for allowance. Prompt and favorable action in the form of a Notice of Allowance are respectfully requested.

Should the Examiner require anything further, or have any questions, the Examiner is asked to contact Applicants' undersigned representative.

Respectfully submitted,

Attorney for Applicant(s)
Registration No. 40,101

Kathleen Neuner Manne/cak

Rochester, NY 14650

Telephone: 585-722-9225

Faxsimile: 585-477-1148

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